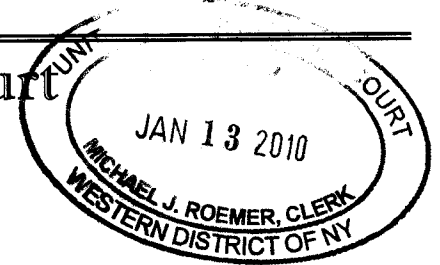


United States District Court
for the
Western District of New York



United States of America

v.

Case No. 10 MJ 508

RICHARD L. ALRED

Defendant**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

From, on or about the dates of December 2008 through January 22, 2009, in the county of Chemung in the Western District of New York, the defendant violated 18 U.S.C. § 2252A(a)(5)(B), an offense described as follows: the defendant, knowingly possessed child pornography with the images of child pornography having been produced using materials that had been mailed, shipped or transported in interstate or foreign commerce, in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

This criminal complaint is based on these facts:

- Continued on the attached sheet.

Complainant's signature

Christopher S. Mayfield
Federal Bureau of Investigation

Printed name and title

Sworn to before me and signed in my presence.

Date: January 13, 2010

City and State: Rochester, New York

Judge's signature

Honorable Jonathan W. Feldman
United States Magistrate Judge

Printed name and title

AFFIDAVIT IN SUPPORT
OF A CRIMINAL COMPLAINT

State of New York)
County of Monroe) SS:
City of Rochester)

CHRISTOPHER S. MAYFIELD, being duly sworn deposes and says:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI) and have been so employed since May of 1998, duly appointed according to law and acting as such.

2. I am presently assigned to the Elmira, New York, Resident Agency of the FBI and I investigate, among other things, matters involving child pornography and the exploitation of children. I have received training in the area of child pornography and child exploitation, and have been required to observe and review numerous examples of child pornography (as defined in Title 18, United States Code, Section 2256) in all forms of media including computer media. I have also participated in the execution of numerous search warrants, many of which involved child exploitation and child pornography offenses. This affidavit is based on my investigation and on information provided to me by members of the law enforcement community, including members of the New York State Police (NYSP)

and the Pennsylvania Attorney General's Office. The facts of those parts of this investigation with which I was not personally involved were relayed to me by Investigator Eric Hurd of the NYSP, and Special Agent Kurt Smith of the Pennsylvania Attorney General's Office.

3. This affidavit is made in support of a complaint charging RICHARD L. ALRED with possession of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(5)(B). Because this affidavit is being submitted for the limited purpose of securing an arrest warrant, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause that RICHARD L. ALRED did in fact violate Title 18, United States Code, Section 2252A.

DETAILS OF THE INVESTIGATION

4. In December of 2008, Investigator Eric Hurd of the NYSP was contacted by Special Agent Kurt Smith of the Pennsylvania Attorney General's Office (hereafter referred to as the "PA AG") in regards to a pending investigation. Special Agent Smith was conducting an investigation where he was posing online as a 13

year-old female. During the course of the investigation, Special Agent Smith had been chatting with a subject who was sending live video feeds depicting himself masturbating his exposed penis. Special Agent Smith was able to determine that the video was originating from XXX Hillingdon Way, Horseheads, New York. He further determined that a RICHARD L. ALRED ("ALDRED") resided at that address.

5. On 01/22/2009, members of the NYSP and PA AG arrested ALRED on six (6) counts of Unlawful Contact With Minors, a Felony 3rd in the Commonwealth of Pennsylvania and one (1) count of Criminal Use of a Communication Facility, a Felony 3rd in the Commonwealth of Pennsylvania. A search warrant was also served at ALRED's residence and the evidence seized included a Hewlett Packard desktop computer, several digital cameras, and a number of compact discs and diskettes. ALRED's Hewlett Packard/Compaq Presario laptop computer and a web camera were located and seized at ALRED's place of employment. ALRED signed a consent to search form for his laptop computer. ALRED was transported to Pennsylvania by Special Agent Smith.

6. A computer forensic analysis on the evidence obtained during the ALRED investigation was conducted by the PA AG's Computer Forensic Unit. During this analysis, examiners located

approximately 269 picture files which depicted suspected child pornography and approximately 15 videos which also depicted suspected child pornography. The pictures and videos selected by the examiners as suspected child pornography were selected based on the training and experience of the forensics examiner, as well as a common sense appraisal of the images. The suspected child pornography images and videos were located by the examiners on ALRED's Hewlett Packard/Compaq laptop computer and various diskettes and compact discs.

7. The results of the forensic analysis were provided to the FBI by the PA AG and I have reviewed several of the videos and images obtained during the examination. One video, titled "8 yo boy butt-fucks 11 yo girl", depicts a prepubescent male anally penetrating a prepubescent female with his penis. A second video, titled "babysitter and girl 8 yo - 10 yo having sex with older sister", depicts a teenage or young adult female engaged in sexual activity with a prepubescent female, to include penetrating the victim's vagina and anus with a dildo. A second prepubescent female is then brought in to engage in sexual activity with the first victim, to include licking each other's vaginal areas. These videos were located on ALRED's Hewlett Packard/Compaq laptop computer. Examples of the images I reviewed include one picture that appears to be an approximately

12 - 14 year-old female lying naked on her back with her legs spread to expose her vaginal area. I am aware that this image depicts a known child victim and it was produced in the State of Connecticut. A second image shows a prepubescent female performing oral sex on an adult male's penis. This image also depicts a known child victim and it was produced in England.

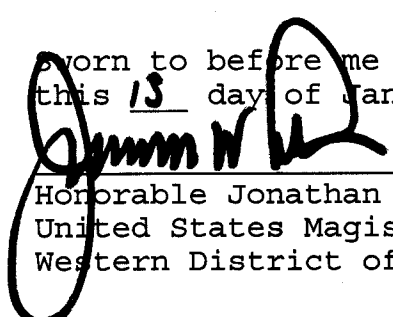
8. On the back of the Hewlett Packard/Compaq laptop computer is the label "manufactured in China".

9. Based on the foregoing, the undersigned respectfully requests that the Court sign a Complaint charging RICHARD L. ALRED with possession of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(5)(B)



CHRISTOPHER S. MAYFIELD
Special Agent
Federal Bureau of Investigation

Sworn to before me
this 13 day of January, 2010.



Honorable Jonathan W. Feldman
United States Magistrate Judge
Western District of New York